

1 SEDGWICK, DETERT, MORAN & ARNOLD LLP
PAUL RIEHLE Bar No. 115199
2 RANDALL BLOCK Bar No. 121330
3 JIA-MING SHANG Bar No. 233326
One Market Plaza, Steuart Tower, 8th Floor
4 San Francisco, California 94105
Telephone: (415) 781-7900
5 Facsimile: (415) 781-2635
6 Email: *paul.riehle@sdma.com*

7 Attorneys for Plaintiff
XS HOLDING B.V., a Dutch Corporation

8
9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 XS HOLDING B.V, derivatively on behalf
12 of Xslent Technologies, LLC and XET
13 Holding Co., LLC, and separately on its
own behalf,

14 Plaintiff,

15 COOL EARTH SOLAR, INC., a Delaware
16 corporation; ROB LAMKIN, an individual;
17 LAWRENCE ASUNCION, an individual;
18 SOLAR COMPONENTS LLC, a Delaware
limited liability company; NATHAN
19 SCHULHOF, an individual; M. JAMES
BULLEN, an individual; MARTIN N.
20 LETTUNICH, an individual; STEFAN
MATAN, an individual; and XSLENT,
21 LLC, a Nevada limited liability company
and ATIRA TECHNOLOGIES, LLC, a
22 Nevada limited liability company;

23 Defendants.
24

CASE NO. C08 02282 RMW

**PLAINTIFF XS HOLDING B.V.'S
STATEMENT OF LIMITED NON-
OPPOSITION TO EX PARTE
APPLICATION FOR RELIEF FROM
RULE 26 OBLIGATIONS**

25 TO THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD:

26 PLEASE TAKE NOTICE THAT Plaintiff XS HOLDING B.V. ("XS Holding") does not
27 oppose the Ex Parte Application for Relief from Rule 26 Obligations filed by Xslent, LLC on June
28 16, 2008, to which defendants Martin Lettunich, Stefan Matan, and Atira Technologies, LLC

1 have joined, except that instead of an unlimited, indefinite stay , XS Holding requests that a
2 further hearing be held in 60 days on September 1, 2008, or as soon thereafter on a date
3 convenient to the Court, to set new dates for the parties' Rule 26 Obligations.

4 XS Holding does not concede – and indeed, vigorously disputes – the characterizations
5 and accusations against XS Holding made by Xslent, LLC in what should have been a ministerial
6 discovery scheduling issue. Nevertheless, because it agrees that events in a related state case may
7 affect the course of discovery in this action, XS Holding does not oppose a 60 day stay regarding
8 the Rule 26 Obligations.

9 Dated: July 1, 2008

SEDGWICK, DETERT, MORAN & ARNOLD LLP

11 By : _____/S/
12 JIA-MING SHANG
13 Attorneys for Plaintiff
14 XS HOLDING B.V.
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